

REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)

P06280US1-169A

I hereby declare that:

Each inventor's residence, mailing address and citizenship are stated below next to their name.

I believe the inventors named below to be the original and first inventor(s) of the subject matter which is described and claimed in patent number 6,676,502, granted January 13, 2004 and for which a reissue patent is sought on the invention entitled Method and Means for Stuffing Natural Casings With Sausage Emulsion

the specification of which

☒ is attached hereto.

☐ was filed on _____ as reissue application number _____

and was amended on _____
(If applicable)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

☐ I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☒ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

On September 3, 2003, Applicant filed an Amendment After Notice of Allowance Under 37 C.F.R. Section 1.312 along with an IDS in view of prior art found in a co-pending PCT Application. The file history indicates that the IDS was entered, but the amendment was not considered. Subsequently, Patent 6,676,502 issued from the above application without the proper amendment, and with claim 1 being too broad.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)

Docket Number (Optional)

P06280US1-169A

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.


Note: To appoint a power of attorney, use form PTO/SB/81.

Correspondence Address: Direct all communications about the application to:

☒ Customer Number: 34082

OR

<input type="checkbox"/> Firm or Individual Name				
Address				
Address				
City		State		Zip
Country				
Telephone		Fax		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.				
Full name of sole or first inventor (given name, family name) Steven P. Hergott				
Inventor's signature x <i>Steven P. Hergott</i>	Date x JAN 30 2004			
Residence West Des Moines, Iowa	Citizenship U.S.			
Mailing Address 5113 Wistful Vista Drive, West Des Moines, Iowa 50265				
Full name of second joint inventor (given name, family name) David S. Hamblin				
Inventor's signature x <i>David S. Hamblin</i>	Date x JAN 28 2004			
Residence Norwalk, Iowa	Citizenship United Kingdom			
Mailing Address 5213 Clearwater Drive, Norwalk, Iowa 50211-1776				
Full name of third joint inventor (given name, family name) Michael J. Hardy				
Inventor's signature x <i>Michael J. Hardy</i>	Date x JAN 28 2004			
Residence West Des Moines, Iowa	Citizenship U.S.			
Mailing Address 2100 Grand Avenue, #15, West Des Moines, Iowa 50265				
<input type="checkbox"/> Additional joint inventors or legal representative(s) are named on separately numbered sheets forms PTO/SB/02A or 02LR attached hereto.				

REISSUE APPLICATION: CONSENT OF ASSIGNEE; STATEMENT OF NON-ASSIGNMENT		Docket Number (Optional) P06280US1-169A
This is part of the application for a reissue patent based on the original patent identified below.		
Name of Patentee(s) Steven P. Hergott, David S. Hamblin, and Michael J. Hardy		
Patent Number 6,676,502	Date Patent Issued January 13, 2004	
Title of Invention METHOD AND MEANS FOR STUFFING NATURAL CASINGS WITH SAUSAGE EMULSION		
<p>1. <input checked="" type="checkbox"/> Filed herein is a statement under 37 CFR 3.73(b). (Form PTO/SB/96)</p> <p>2. <input type="checkbox"/> Ownership of the patent is in the inventor(s), and no assignment of the patent is in effect.</p> <p>One of boxes 1 or 2 above must be checked. If multiple assignees, complete this form for each assignee. If box 2 is checked, skip the next entry and go directly to "Name of Assignee".</p> <p>The written consent of all assignees and inventors owning an undivided interest in the original patent is included in this application for reissue.</p>		
The assignee(s) owning an undivided interest in said original patent is/are <u>Townsend Engineering Company</u> and the assignee(s) consents to the accompanying application for reissue.		
Name of assignee/inventor (if not assigned) Townsend Engineering Company		
Signature 	Date <u>Jan 28, 2004</u>	
Typed or printed name and title of person signing for assignee (if assigned) Al D. Larson, Vice President		

This collection of information is required by 37 CFR 1.172. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM

Application Number	
Filing Date	
First Named Inventor	HERGOTT, et al.
Title	METHOD AND MEANS FOR ...
Art Unit	
Examiner Name	
Attorney Docket Number	: P06280US1-169A

I hereby appoint:

☒ Practitioners associated with the Customer Number:

34082

OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☒ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

<input type="checkbox"/> Firm or Individual Name			
Address			
Address			
City	State	Zip	
Country			
Telephone	Fax		

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Name	Al D. Larson, Vice President, Townsend Engineering Company		
Signature	<i>Al D. Larson</i>		
Date	1.28.04	Telephone	515-265-8181

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Steven P. Hergott, David S. Hamblin, and Michael J. HardyApplication No./Patent No.: 6,676,502 Filed/Issue Date: JANUARY 13, 2004Entitled: METHOD AND MEANS FOR STUFFING NATURAL CASINGS WITH SAUSAGE EMULSIONTownsend Engineering Company, a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or2. ☐ an assignee of less than the entire right, title and interest.The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 013175, Frame 0529, or for which a copy thereof is attached.**OR**B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

+ 1-28-04
Date+ (515) 265-8181
Telephone numberAl D. Larson

Typed or printed name

+ [Signature]
SignatureVice President

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



OCTOBER 17, 2002

PTAS

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ZARLEY LAW FIRM, P.L.C.
DONALD H. ZARLEY
CAPITAL SQUARE
400 LOCUST STREET, SUITE 200
DES MOINES, IA 50309-2350



102189913A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/12/2002

REEL/FRAME: 013175/0529
NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
HERGOTT, STEVEN P.

DOC DATE: 05/30/2002

ASSIGNOR:
HAMBLIN, DAVID S.

DOC DATE: 05/29/2002

ASSIGNOR:
HARDY, MICHAEL J .

DOC DATE: 05/29/2002

ASSIGNEE:
TOWNSEND ENGINEERING COMPANY
2425 HUBBELL AVENUE
DES MOINES, IOWA 50317

SERIAL NUMBER: 10160931
PATENT NUMBER:

FILING DATE: 05/31/2002
ISSUE DATE:

013175/0529 PAGE 2

DOROTHY RILEY, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

A S S I G N M E N T

In consideration of One Dollar and other good and valuable considerations, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assigns to TOWNSEND ENGINEERING COMPANY, an Iowa corporation, having an address of 2425 Hubbell Avenue, Des Moines, Iowa 50317, its successors and assigns the entire right, title and interest in the invention or improvements of the undersigned disclosed in an application for Letters Patent of the United States, Serial No. 10/160,931, filed in the United States Patent and Trademark Office on the 31st day of May, 2002, entitled METHOD AND MEANS FOR STUFFING NATURAL CASINGS WITH SAUSAGE EMULSION, and in said application any and all other applications for United States Letters Patent, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent, applications, and in any reissue or extension thereof.

The undersigned hereby authorizes and requests the Commissioner of Patents to issue said Letters Patent to said TOWNSEND ENGINEERING COMPANY.

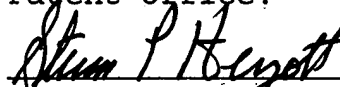
For said considerations the undersigned hereby agree, upon the request, and at the expense of said assignee, its successors and assigns, to execute any and all divisional continuation and substitute applications for said invention

or improvements, and any necessary oath or affidavit relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and for the said considerations the undersigned further agree upon the request of said assignee, its successors or assigns, in the event of any application or Letters Patent assigned herein becoming involved in interference, to cooperate to the best of the ability of the undersigned with said assignee, its successors or assigns in the matters of preparing and executing the preliminary statement and giving and producing evidence in support thereof, the undersigned hereby agreeing to perform, upon request, any and all affirmative acts to obtain said Letters Patent of the United States and vest all rights therein hereby conveying in the said assignee, its successors and assigns whereby said Letters Patent will be held and enjoyed by the said assignee, its successors and assigns to the full end of the term for which said Letters Patent may be granted as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment and sale had not been made.

And for said considerations the undersigned hereby assign to said assignee, its successors and assigns, the entire right, title and interest in said invention or improvements for any and all foreign countries and agrees upon the request of assignee, its successors and assigns to execute any and all documents that undersigned shall be requested to execute in connection with any and all applications for foreign Letters

Patent therefor, including the prosecution thereof, and to execute any and all documents necessary to vest title in said foreign applications and patents in assignee.

The attorneys of record are hereby authorized to insert the serial number and the filing date in the above blank spaces when received from the Patent Office.



Steven P. Hergott

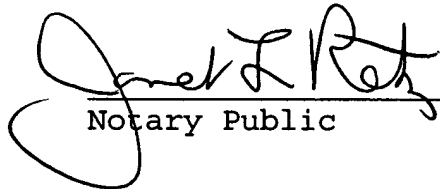
5113 Wistful Vista Drive

West Des Moines, IA 50265

STATE OF IOWA)
) SS
COUNTY OF POLK)

On this 30 day of May, 2002, before me, a Notary Public in and for the County and State aforesaid, appeared Steven P. Hergott, to me personally known to be the person whose name is subscribed to the foregoing instrument, and acknowledged that he executed said instrument as his free and voluntary act for the uses and purposes therein expressed.

Witness my hand and seal the day and year last above given.


Notary Public

David S Hamblin
David S. Hamblin
5213 Clearwater Drive
Norwalk, IA 50211-1776

STATE OF IOWA)
) SS
COUNTY OF POLK)

On this 29 day of May, 2002, before me, a Notary Public in and for the County and State aforesaid, appeared David S. Hamblin, to me personally known to be the person whose name is subscribed to the foregoing instrument, and acknowledged that he executed said instrument as his free and voluntary act for the uses and purposes therein expressed.

Witness my hand and seal the day and year last above given.

Janet L Retz
Notary Public

Michael J Hardy
Michael J. Hardy
2100 Grand Avenue, Apt. #15
West Des Moines, IA 50265

STATE OF IOWA)
) SS
COUNTY OF POLK)

On this 29 day of May, 2002, before me, a Notary Public in and for the County and State aforesaid, appeared Michael J. Hardy, to me personally known to be the person whose name is subscribed to the foregoing instrument, and acknowledged that he executed said instrument as his free and voluntary act for the uses and purposes therein expressed.

Witness my hand and seal the day and year last above given.

Janet L Retz
Notary Public

08-14-2002

Form PTO-1595
(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings ⇌ ⇌ ⇌ ▼



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U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

See attached

8.12.02

Additional name(s) of conveying party(ies) attached? ☒ Yes ☐ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Attached

Execution Date: _____

2. Name and address of receiving party(ies)

Name: Townsend Engineering Company

Internal Address: _____

Street Address: 2425 Hubbell Avenue

City: Des Moines State: IA Zip: 50317

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s) 10/160,931

B. Patent No.(s) _____

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Donald H. Zarley

Internal Address: Zarley Law Firm, P.L.C.

Street Address: Capital Square

400 Locust Street, Suite 200

City: Des Moines State: IA Zip: 50309-2350

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number:

50-2098

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9. Signature.

DBYRNE 00000182 10160931

40.00 OP

Ruth E. Fisher

Name of Person Signing

Ruth E. Fisher
 Signature

August 6, 2002

Date

Total number of pages including cover sheet, attachments, and documents: 6

Mail documents to be recorded with required cover sheet information to:
 Commissioner of Patents & Trademarks, Box Assignments
 Washington, D.C. 20231

08/13/2002
 01 FC:581

NAME OF INVENTOR

DATE EXECUTED

HERGOTT, Steven P..

May 30, 2002

HAMBLIN, David S.

May 29, 2002

HARDY, Michael J.

May 29, 2002